

MAR 15 2006

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**FACSIMILE COVER LETTER**

**To:** Commissioner for Patents  
Examiner James A. Fletcher

**Firm:** U.S. Patent and Trademark Office  
Art Unit 2616

**Facsimile:** (571) 273-8300

**From:** William S. Frommer

**Date:** March 15, 2006

**Re:** FLH Ref No.: 450100-02165  
Serial No: 09/437,016

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**Number of Pages:** 6  
(including cover page)

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MAR 15 2006  
PATENT  
450100-03052

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Yoshizo Mihara et al.  
 Serial No. : 09/437,016  
 Filed : November 9, 1999  
 For : DATA RECORDING AND/OR REPRODUCING APPARATUS  
 Examiner : James A. Fletcher  
 Art Unit : 2616

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745 Fifth Avenue  
 New York, NY 10151  
 Tel: 212-588-0800

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

- Transmitted herewith is an amendment in the above-identified application.
- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below.  
☐ This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

## Claims as Amended

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Present extra	(6) Rate	(7) Additional Fee
Total claims	9	Minus	20	0 x	\$50 (25)	= \$0.00
Independent claims	3	Minus	3	0 x	\$200(100)	= \$0.00
Total additional fee for this amendment						\$0.00

- \* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.  
 \*\* If the highest number of total claims previously paid for is less than 20, write "20" in this space.  
 \*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.
- ☐ This application contains a multiple dependent claim. The required fee of \$360 (180) has been previously paid ☐, or is paid herewith ☐.
- ☐ This response is being filed within the month following the expiration of the term originally set therefor. This is a petition to request a month extension of time. A check covering the cost of the petition is enclosed.
- ☐ A check in the amount of \$ is attached, which covers the cost of ☐ additional claims ☐ petition for extension of time.
- ☐ Charge \$ to Deposit Account No. 50-0320.
- ☒ Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

## FACSIMILE

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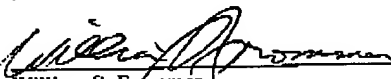
March 15, 2006

Date of Signature

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
 Attorneys for Applicants

By:

  
 William S. Frommer  
 Reg. No. 25,506  
 Tel: 212-588-0800

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PATENT  
450100-02165IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Signature

\_\_\_\_\_  
March 15, 2006

\_\_\_\_\_  
Date of Signature

RESPONSE

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action of December 15, 2005, setting a three-month period for response up to and including March 15, 2006, reconsideration of the rejection of claims 1-9 is respectfully requested for at least the following reasons: